

Valuation (Ireland) Bill.

ARRANGEMENT OF CLAUSES.

Where the Tenement Valuation under 9 & 10 Vict. c. 110. has been completed, the same shall be in force and be used for all public and local Assessments, but subject to Revision under this Act; Sect. 1.

Where the Tenement Valuation under 9 & 10 Vict. c. 110. has not been completed, such Valuation to be completed under that Act, and used for all public and local Assessments; but no Townland Valuation to be made for County Purposes; 2.

Save as to the Completion of unfinished Valuations, the Act 9 & 10 Vict. c. 110. is hereby repealed; but Valuations made under that Act, or under the 6 & 7 W. 4. c. 84. to remain in force until altered under this Act; 3.

In any County wherein a Tenement Valuation has been already completed under 9 & 10 Vict. c. 110. the Commissioner may alter it, so far as may be necessary to bring the whole to a uniform Scale based on the Schedule of Prices contained in this Act; 4.

Persons now acting to continue in discharge of their Duties till otherwise directed; 5.

The Lord Lieutenant to appoint the Commissioner of Valuation; 6.

Commissioner of Valuation to appoint Valuers, Writing Clerks, &c.; 7.

The Lord Lieutenant may give Orders for the Conduct of the Commissioner and Valuers; 8.

Counties not hitherto valued to be valued, and Valuations previously made to be revised under this Act; 9.

Commissioner and Valuers, &c. may enter any Land, Houses, Gardens, &c., in execution of this Act; 10.

Tenements to be valued separately upon an Estimate of the net annual Value with reference to the Prices of agricultural Produce contained in this Act; Valuation of Houses to be the net annual Value, Insurance and other Taxes being paid by the Tenant; 11.

What Hereditaments shall be rateable; 12.

Valuation of Mills; 13.

- Valuation not to be increased on account of Drainage, Reclamation, or other Improvements; 14.
- Houses of a public Nature, or used for charitable Purposes, to be exempted from Assessment; Restrictions as to such Exemption; 15, 16.
- Lists of Valuation, or Revision of Valuation, to be sent, when finished, to the County Treasurer, Clerk of Board of Guardians, and Town Council interested therein; 17.
- Clerk of the Board of Guardians, or Person appointed in his Stead, shall post Notices on Church and Chapel Doors, &c. within Three Days after receiving the same, and shall leave the Valuation Lists open for Inspection at the Union Workhouse at all reasonable Times; 18.
- Within Twenty-one Days after the Receipt of the Lists by the Clerk of the Union, Notice of Appeal, duly signed, may be sent to the said Clerk of the Board of Guardians, who shall forward such Notice to the Commissioner of Valuation; 19.
- The Commissioner may inquire into Appeals, and alter or amend the original Valuation, and may also alter the Valuation of any other Tenement, though not appealed against; 20.
- Commissioner shall prepare a Statement of all Cases in which he shall have altered or refused to alter the original Valuation, and the Clerk of the Union shall make the same public; 21.
- Persons may appeal to Quarter Sessions, giving Notice to the Commissioner; if the Appeal affects other Tenements, Notice to be given to Parties interested; Persons appealing to enter into Recognizances; 22.
- Decision of Court of Quarter Sessions to be final; Costs, if against Commissioner, to be Part of the Expenses of Valuation; 23.
- Guardians of the Poor to pay the Expenses of the Clerk, &c. incurred under this Act; 24.
- When Valuation of any Union, County, or Barony is completed, Commissioner shall cause a final List thereof to be sent to the Clerk of the Board of Guardians and Town Council and to the County Treasurer; 25.
- The County Rates to be levied according to such final Lists of Valuation; 26.
- Poor Rates made after Thirty Days from the Time Guardians receive the Valuation, and Rates made by Town Councils, to be made according to the final Lists of Valuation; 27.
- Treasurer of County, on Receipt of final Lists, to transmit to the Office of the General Valuation of Ireland at Dublin certain Maps, Field Books, &c.; 28.

So much of Act 1 & 2 Vict. c. 56., &c. as authorizes Justices, &c. to quash Rate, not to apply to any Rate made in conformity with this Act; 29.

Where a Revision of Valuation is necessary, Lists of Tenements requiring Alteration to be prepared, and transmitted to the Commissioner, within Twenty Days from the First Day of February in each Year; 30.

Commissioner of Valuation may cause a Revision to be made, and transmit such revised Valuation to the Guardians of the Union, the County Treasurer, &c.; 31.

Power of Appeal in such Cases; 32.

Poor Rates made after Thirty Days from the Time Guardians receive the revised Valuation, and Rates made by Town Councils, shall be made according to such Valuation; 33.

After Receipt of a revised Valuation by the County Treasurer, Rates to be levied accordingly; 34.

A new Valuation to be made of every County Fourteen Years after the First Tenement Valuation or Revision of Valuation made under this Act, or under 9 & 10 Vict. c. 110.; 35.

The latest Publication of Ordnance Survey to be used in Revisions of Valuation; 36.

Salaries and Allowances of Commissioner, &c.; 37, 38, 39.

Treasury may advance Money out of Consolidated Fund for paying Salaries, &c.; Amount to be repaid by Parliament; 40.

Commissioner to transmit Statements of Progress and Expenses of Valuation to the Secretary of the Grand Jury; 41.

Penalty on Persons neglecting their Duty in execution of Act, or obstructing others; 42.

Recovery and Application of Penalties; 43.

Proceedings not to be quashed for Want of Form; 44.

Limitation of Actions; Notice; Tender of Amends; Venue; General Issue; General Averry in Replevin; Costs; 45.

Construction of Terms; 46.

Till Completion of Valuation, Grand Jury may direct County Assessments to be made under Poor Law Valuation; 47.

SCHEDULE.

28 April 1852. 15 VICt.



(Ireland.)

A

B I L L

TO

Amend the Laws relating to the Valuation of
rateable Property in Ireland.

[Note.—The Words and Clause printed in *Italics* are proposed to
be inserted in Committee.]

WHEREAS it is expedient to make One uniform Valuation Proposed
of Lands and Tenements in Ireland, which may be used
for all public and local Assessments and other Rating, and
for this Purpose it is necessary to amend the Laws now in force for
the Valuation of Lands and Tenements in Ireland: And whereas
an Act was passed in the Session of Parliament holden in the
Ninth and Tenth Years of Her present Majesty's Reign, Chapter
One hundred and ten, intituled "An Act to amend the Law relating
" to the Valuation of rateable Property in Ireland:" And whereas, 9 & 10 Vic. c. 110.
under the Provisions of the said Act, the Tenement Valuations of
certain Counties have been made and completed for Poor Law Pur-
poses: Be it enacted by the Queen's most Excellent Majesty, by and
with the Advice and Consent of the Lords Spiritual and Temporal,
and Commons, in this present Parliament assembled, and by the
Authority of the same,

I. That the Tenement Valuation for Poor Law Purposes so made
and completed in or for any County or Part of a County, County of a
City Where the Tenement Valuation under recited Act

has been completed, the same shall be in force and be used for all public and local Assessments, but subject to Revision under this Act.

Where Tenement Valuation under the recited Act is partially but not wholly completed, such Valuation to be completed under that Act, and to be used for all public and local Assessments :

But no Townland Valuation to be made for County Purposes.

Save as to the Completion of unfinished Valuations, the recited Act of 1881 (45 Vict. c. 119.) repealed.

Provide that Valuations made under the said Act, or under 6 & 7 W. 4. c. 36., shall remain in force until altered under this Act.

In any County wherein a Tenement Valuation has been completed,

City or County of a Town, under the Provisions of the said Act, shall, anything in the said Act to the contrary notwithstanding, be in force and be used, as well for the Purposes of all County Assessments or Grand Jury Rates, or City, Town, or Parish Rates, as for the Purposes of Poor Law Assessments or Rates, but subject nevertheless to such Correction and Revision as by this Act is herein-after provided.

II. And whereas in certain Baronies and Poor Law Unions such Valuation under the Provisions of the said recited Act has been only partially made, and the primary Tenement Valuation thereof has been only so far carried on before the passing of this Act as to be printed or ready for printing : Be it enacted, That the Commissioner of Valuation shall carry on and complete, under and pursuant to the Provisions of the said recited Act, the Tenement Valuation of all Baronies or Poor Law Unions the primary Tenement Valuation of which shall have been, under the Provisions of the said Act, printed, or completed so as to be ready for printing, previous to the passing of this Act : Provided always, that such Commissioner shall not make any separate Valuation in Townlands for the Purpose of County Assessments, as by the said recited Act was directed : And provided also, that such Tenement Valuations, when completed, shall, subject to such Correction and Revision as by this Act is herein-after provided, be used and be in force, as well for all County Assessments or Grand Jury Rates, or City, Town, or Parish Rates, as for Poor Law Assessments and Rates, anything in the said recited Act to the contrary notwithstanding.

III. And, save and except so far as relates to such Valuations wholly or partially completed as aforesaid, and to the Provisions of the said Act applicable or necessary for the final Completion of such of the said Valuations as shall have been only so partially completed as aforesaid, and the several Matters and Things relating to such Completion, and save and except as to any Matter or Thing heretofore done, the said recited Act of the Ninth and Tenth Years of the Reign of Her present Majesty shall be and is hereby repealed : Provided always, that any Valuation made under the said recited Act, or under the Act of the Sixth and Seventh Years of His late Majesty King William the Fourth, Chapter Eighty-four, relating to the uniform Valuation of Ireland, shall respectively remain in full Force and Effect, in manner aforesaid, until altered or revised under the Provisions of this Act, notwithstanding any Omission or Error in Matter of Form which may have occurred in relation thereto.

IV. In any of the Counties, Portions of Counties, Counties of Cities or Counties of Towns, wherein a Valuation in Tenements rateable to the Relief of the Poor has been completed as aforesaid, or shall

shall be carried on or completed as herein-before provided, according to the Provisions of the said recited Act of the Ninth and Tenth Years of the Reign of Her present Majesty, it shall be lawful for the Commissioner of Valuation to make such Reductions and Alterations in the Valuation of the several Baronies, Parishes, Townlands, and Townements which have been so valued as may be necessary to bring the whole to a uniform Scale of Value, based upon the Table of Prices of agricultural Produce contained in this Act, all local Circumstances in each Case being taken into consideration, and subject to the same Rules and Regulations in respect to Appeals as herein-after specified.

Commissioner may alter the Valuation so far as may be necessary to bring the whole to a uniform Scale, based on the Schedule of Prices contained in the Act.

V. The Commissioner of Valuation and other Persons heretofore appointed or acting under the said recited Acts or any of them, in any County, shall and he and they are hereby authorized and required, notwithstanding the passing of this Act, to continue to discharge and execute their several Duties and Offices, for the Purpose of carrying this Act into execution, without any further or other Appointment thereto, until the Lord Lieutenant of Ireland shall otherwise direct.

Persons acting under recited Acts to continue in discharge of their Duties till otherwise directed.

VI. Upon the Death, Resignation, or Removal of such Commissioner of Valuation, or any other Commissioner of Valuation hereafter to be appointed under this Act, it shall and may be lawful for the Lord Lieutenant from Time to Time to nominate and appoint One fit and proper Person to be Commissioner for the several Counties in Ireland, to be called the Commissioner of Valuation, who shall hold such Office during the Will and Pleasure of the Lord Lieutenant, and who shall make or cause to be made a Valuation of the Townements and Hereditaments within every Barony, Parish, or other Division in any County, when directed so to do, and shall proceed in such Valuation at such Times, and in such Manner, and under such Regulations, as such Lord Lieutenant shall order, direct, and appoint.

Lord Lieutenant may appoint a Commissioner to value the several Counties.

VII. It shall be lawful for any Commissioner of Valuation who shall be continued or appointed under this Act to nominate and appoint from Time to Time any Number of Writing Clerks and Surveyors, or any Number of Persons conversant and professionally employed in surveying and valuing Land and Houses, or, in Cases of Towns, in valuing of Houses only, to be Valuers, and to remove all or any such Persons from Time to Time, and to nominate any other Person or Persons to act in the Place and Stead of the Person so removed.

Commissioner of Valuation shall appoint Valuers, Surveyors, Writing Clerks, &c.

VIII. It shall be lawful for the Lord Lieutenant to give such Orders, Instructions, and Directions for the Conduct of the said Commissioner or Sub-Commissioners, Valuers, and Surveyors respectively,

Lord Lieutenant may give Orders as to Conduct of Commissioners and Valuers.

pectively, and for such Clerks or other Persons, in the Discharge of their several Duties under this Act, as to such Lord Lieutenant shall from Time to Time seem fitting and expedient for the due Execution of this Act.

Counties not
heretofore valued to
be valued, and the
Valuation of those
which have been
previously valued
to be revised
under this Act.

IX. It shall be lawful for the Lord Lieutenant or other Chief Governor or Governors of Ireland to direct the said Commissioner of Valuation, immediately, or as soon as conveniently may be, after the passing of this Act, to cause a Valuation in Townlands and Tenements to be made of every County, Part of a County, County of a City or County of a Town, the Tenement Valuation of which shall not have been then commenced, or not so far completed as that the primary Tenement Valuation thereof shall have been printed, or ready for printing, before the passing of this Act, or to cause a Revision to be made in Townlands and Tenements of every County, County of a City or County of a Town, wherein a Valuation in Townlands or other Denominations rateable to County Assessment shall have been made under the Provisions of the Act of the Sixth and Seventh Years of King William the Fourth, Chapter Eighty-four, so as to bring the whole to an uniform Scale of Value, based upon the Table of Prices of agricultural Produce contained in this Act, all local Circumstances in each Case being taken into consideration; and such Valuations and Revisions shall be subject to the several Rules and Regulations in respect to Appeals as herein-after specified.

Commissioner and
Valuators may enter
any Land,
House, Garden,
&c. in execution of
this Act

X. It shall and may be lawful for any Commissioner of Valuation to be appointed or continued under this Act, and for any Valuator, Surveyors, or other Persons continued or appointed under this Act, from Time to Time to enter into and upon any Tenements or Hereditaments, for the Purpose of making or carrying on any Valuation or Revision authorized by this Act: Provided always, that in every Case in which it shall be necessary for any such Commissioner, Valuator, Surveyor, or other Person to enter any House, or any walled Garden, or Orchard or Pleasure Ground, and when the Owner or Occupier thereof shall oppose or refuse to allow such Entry, such Commissioner, Valuator, Surveyor, or other Person shall give Three Days Notice to the Owner or Occupier of such House, Garden, Orchard, or Pleasure Ground, requiring to be permitted to enter the same; and at any reasonable Time after the Delivery of such Notice it shall be lawful to make such Entry, such Commissioner, Valuator, Surveyors, or other Persons doing as little Damage as may be in the Execution of the Powers to them granted by this Act, and making reasonable Satisfaction (if required) to the Owners of and other Persons interested in any such Tenements or Hereditaments, Gardens, Orchards or, Pleasure Grounds, which shall or may be in any way hurt

hurt or damaged in or by the Execution of any of the Powers of this Act; and this Act shall be sufficient to indemnify such Commissioners, Valuers, Surveyors, or other Persons, and all Persons acting in aid or under the Orders of any of them, in the Execution of this Act.

- 5 XI. In every Valuation hereafter to be made, or to be carried on or completed or revised under the Provisions of this Act, the Commissioner of Valuation shall cause every Tenement or estate Hereditament herein-after specified to be separately valued, and such Valuation in regard to the Land shall be made upon an Estimate of the net
 10 annual Value thereof with reference to the average Prices of the several Articles of agricultural Produce herein-after specified, all peculiar local Circumstances in each Case being taken into consideration, and all Rates, Taxes, and public Charges, if any, (except Tithe Rentcharge,) being paid by the Tenant; (that is to say,)
- 15 Wheat at the general average Price of *Seven Shillings and Sixpence* per Hundredweight of One hundred and twelve Pounds:
 Oats at the general average Price of *Four Shillings and Tenpence* per Hundredweight of One hundred and twelve Pounds:
 Barley at the general average Price of *Five Shillings and Sixpence*
 20 per Hundredweight of One hundred and twelve Pounds:
 Potatoes at the general average Price of *Three Shillings* per Hundredweight of One hundred and twelve Pounds:
 Flax at the general average Price of *Forty-nine Shillings* per Hundredweight of One hundred and twelve Pounds:
 25 Butter at the general average Price of *Sixty-five Shillings and Fourpence* per Hundredweight of One hundred and twelve Pounds:
 Beef at the general average Price of *Thirty-Five Shillings and Sixpence* per Hundredweight of One hundred and twelve
 30 Pounds:
 Mutton at the general average Price of *Forty-one Shillings* per Hundredweight of One hundred and twelve Pounds:
 Pork at the general average Price of *Thirty-two Shillings* per Hundredweight of One hundred and twelve Pounds:
- 35 And such Valuation in regard to Houses and Buildings shall be made upon an Estimate of the net annual Value thereof; that is to say, the Rent for which, One Year with another, the same might in its actual State be reasonably expected to let from Year to Year, the probable average annual Cost of Repairs, Insurance, and other
 40 Expenses (if any) necessary to maintain the Hereditament in its actual State, and all Rates, Taxes, and public Charges, if any, (except Tithe Rentcharge,) being paid by the Tenant.

Tenements to be valued separately upon an Estimate of the net annual Value with reference to the Prices of agricultural Produce as herein contained

All Houses to be valued as the Rent or Rent that such House will bring by the Year, the Cost of Repairs, Insurance, and all Rates, Taxes, and public Charges, except Tithe Rentcharge, being paid by the Tenant.

What Hereditaments are rateable.

XII. For the Purposes of this Act the following Hereditaments shall be deemed to be the rateable Hereditaments; viz., all Lands, Buildings, and opened Mines; all Commons and Rights of Common, and all other Profits to be had or received or taken out of any Land; and in the Case of Buildings used exclusively for public, scientific, or charitable Purposes, as hereinafter specified, Half the annual Rent derived by the Owner or other Person interested in the same, so far as the same can or may be ascertained by the said Commissioner of Valuation; and all Rights of Fishery; all Canals, Navigations, and Rights of Navigation or Water Rights; all Railways and Tramroads; all Rights of Way and other Rights or Easements over Land, and the Tolls levied in respect of such Rights and Easements, and all other Tolls: Provided always, that no Turf Bog or Turf Bank used for the exclusive Purpose of cutting or saving Turf, or for making Turf Mould therefrom, for Fuel or Manure, shall be deemed rateable under this Act, unless a Rent or other valuable Consideration shall be payable for the same: And provided also, that no Mines which have not been opened Seven Years before the passing of this Act shall be deemed rateable until the Term of Seven Years from the Time of opening thereof shall have expired; and no Mines hereafter to be opened shall be deemed rateable until Seven Years after the same shall have been opened; and Mines bona fide re-opened after the same shall have been bona fide abandoned shall be deemed an Opening of Mines within the Meaning of this Act.

All Flour Mills, &c. with their effective Water Power, to be valued.

XIII. For the Purposes of such Valuation all Flour, Corn, Flax, or other Mills or Buildings erected for manufacturing or other Purposes, together with the Water Power thereof, shall be included in such Valuation, provided that the Water Power of any such Mill or Manufactory be only valued so far as it may be actually used, and that such Valuation shall not extend to or include the Value of any Machinery contained within such Mill or Manufactory.

Valuation not to be increased on account of Drainage or Reclamation as herein.

XIV. No Hereditament or Tenement shall be liable to be rated in respect of any Increase in the Value thereof arising from any Drainage, Reclamation, or Embankment from the Sea or any Lake or River, or any Erection of Farm, Outhouse, or Office Buildings, or any permanent agricultural Improvement of the Nature specified under the Provision of an Act passed in the Session of Parliament held in the Tenth and Eleventh Years of the Reign of Her present Majesty, Chapter Thirty-two, Section Four, made or excepted thereon within Seven Years next before the making of such Valuation or Revision.

Commissioner of Valuation shall distinguish all Houses of a public

XV. In making out the Lists or Tables of Valuation herein-after mentioned, the Commissioner of Valuation shall distinguish all Hereditaments and Tenements, or Portions of the same, of a public Nature, or

- or used for charitable Purposes, or for the Purposes of Science, Literature, and Fine Arts, as specified in an Act of the Sixth and Seventh Years of the Reign of Her present Majesty, Chapter Thirty-six, and the Value of the same shall be deducted from the gross Amount of the Valuation of the Hereditaments and Tenements comprised in each such List or Table; and all such Hereditaments or Tenements, or Portions of the same, so distinguished and deducted, shall for the Purposes of this Act be deemed excepted from all Assessment whatsoever so long as they shall continue to be of a public Nature, or used for the Purposes aforesaid; and the Lists, Tables, or Valuations, subject to such Deduction, shall be deemed to be the Lists, Tables, or Valuations whereby all public or local Assessments shall be levied as herein-after provided: Provided always, that Half the annual Rent derived by the Owner or other Person interested in any Tenements or Hereditaments so exempted shall be included in such Lists or Tables, so far as the same can or may be ascertained by the said Commissioner of Valuation.

Nature, or used for charitable Purposes, which shall be excepted from Assessment.

Half of the Rent derived by the Owner or other Person to be entered in Valuation Lists.

- XVI. For the Purposes of such Valuation, no Hereditaments or Tenements, or Portions of the same, shall be deemed to be of a public Nature, or used for such charitable, scientific, or other Purposes as herein-before specified, within the Meaning of this Act, unless such Hereditaments or Tenements, or Portions of the same respectively, shall be altogether of a public Nature, or used exclusively for such charitable, scientific, or other Purposes aforesaid; and the Valuations or Exemptions in such Cases shall be subject to such and the like Appeals against the same as are herein-after provided as to Valuations in other Cases.

No Houses to be exempted from Apportionment unless altogether of a public Nature, or used exclusively for charitable Purposes.

- XVII. When and so soon as the Valuation or Revision of Valuation of all the Hereditaments and Tenements within any County, Barony, or Poor Law Union, County of a City, County of a Town, Town, or Township, shall be completed, the Commissioner of Valuation shall prepare and make out a List or Table of the several Hereditaments and Tenements contained in each Townland or other Denomination therein, and of their respective Valuations, signed by him the Commissioner of Valuation; and the said Commissioner of Valuation shall transmit a sufficient Number of printed or written Copies of such Lists, so signed by him, in the Form (A.) set forth in the Schedule annexed to this Act, to the Treasurer of the County, and to the Clerk of the Board of Guardians of each Union in which the Hereditaments and Tenements contained in such Schedule are situate, and to the Town Council of any City, Borough, or Town interested therein.

The Lists of Valuation or Revision of Valuation, when finished, shall be sent to the Treasurer of the County, Clerk of Board of Guardians, and Town Council, interested therein.

Clerk of the Board of Guardians shall post Notices as (Church and Chapel Doors, &c. within Three Days after receiving the same.

Valuation Lists may be inspected at all reasonable Times

Where no Clerk to Board of Guardians shall have been appointed, Poor Law Commissioners may appoint a Person in his stead.

Any Person appealing against Valuation shall send a Notice of such Appeal to the Clerk of the Board of Guardians;

who shall forward such Notice to Commissioner of Valuation

Commissioner of Valuation may inquire into such Appeals, and alter or amend original Valuation.

XVIII. Every Clerk of any Board of Guardians to whom Copies of any such Lists shall be transmitted as aforesaid shall, within Three Days after the Receipt of such Lists, cause to be affixed a Notice on the principal outer Door or Gate Pier of the Church, and of any One Roman Catholic Chapel, and of any one Presbyterian Meeting House, 5 if any, within every Parish or Part of a Parish (included in the Union) in which any Hereditaments or Tenements contained in such List are situate, stating the time at which said Lists were so transmitted, and the Time and Place at which said Lists may be inspected, and shall, at all reasonable Hours on every Day, from and after the Receipt of said 10 Lists, for Twenty-one Days then next ensuing, leave open for public Inspection at the Workhouse of the Union, and at the Station of each Party of Constabulary, if any, situate within any such Parish, Copies of the said Lists, and shall permit Extracts to be taken therefrom at all reasonable Times as aforesaid: Provided always, that in all Cases in 15 which no Clerk shall have been appointed to the Board of Guardians of any Union, it shall be lawful for the Commissioners for administering the Laws for the Relief of the Poor in Ireland to appoint a Person to act in his Stead.

XIX. Within Twenty-one Days from and after the Receipt of the 20 said Lists by the Clerk of any Union as aforesaid any Person aggrieved by reason of the Valuation of any Tenement or rateable Hereditament, or by reason of any inaccurate Statement of Area or inaccurate Description of any Tenement or rateable Hereditament, contained in such Lists, or any other Cause whatsoever, shall send or deliver to 25 the Clerk of the Board of Guardians of the Union in which such Hereditament or Tenement is situate a Notice in Writing, duly signed by him the said Person aggrieved, or by his known Agent, setting forth the Grounds of such Grievance; and the said Clerk of the Board of Guardians shall forthwith forward said Notice to the Commissioner of Valuation at the Office in Dublin of the General Valuation of 30 Ireland.

XX. The said Commissioner of Valuation shall, on receipt of every such Notice as aforesaid, inquire into the Subject Matter thereof, and, if necessary, direct a Valuator or Surveyor, as the Case may require, 35 who shall not have been previously employed in making the original Valuation contained in the Lists as aforesaid, to view such Hereditament or Tenement, and investigate the Complaint stated in such Notice, and report thereon to the said Commissioner of Valuation, and should it appear to him the said Commissioner of Valuation from 40 such Report that the Valuation or Statement of the Area of the Tenement or rateable Hereditament referred to in any of such Notices requires Amendment, the Commissioner of Valuation shall have Power to alter and amend the Valuation or Statement of the Area of the Tenement

Tenement or rateable Hereditament so appealed against, and also to alter and amend the Valuation or Statement of the Area of any other Tenement or Hereditament against which there shall have been no Appeal, but which may appear to him to be similarly circumstanced with those respecting which Appeals have been made, in order to render the Valuation of every Tenement or Hereditament comprised in such List proportionate and uniform.

Commissioner of Valuation may alter the Valuation of any Tenement, though not appealed against

XXI. The Commissioner of Valuation shall make out and sign, in the Form (B.) in the Schedule annexed to this Act, a Statement of all Cases in every Township or other Denomination in which he shall have so altered or refused to alter the Valuation or Statement of the Area of any Tenement or Hereditament, or otherwise amended the same as aforesaid, and shall transmit such List, so signed, to the Clerk of the Board of Guardians of the Union in which such Tenements are situate, who shall, within Three Days after the Receipt of said Lists, make the same public, by Notices, in the same Manner in which the Lists of Tenements in the Form (A.) in the Schedule to this Act annexed are required to be made public.

Commissioner of Valuation shall prepare a Statement of all Cases in which he shall have altered the original Valuation, or refused to do so.

Clerk of Union shall make the same public in the same Manner as Lists in Form (A.) are directed to be published.

XXII. At any Time within Fourteen Days after the Receipt of the said last-mentioned Lists in the Form (B.) as aforesaid by the Clerk of the Board of Guardians, any Person aggrieved by the Valuation of any Tenement or rateable Hereditament contained in said List in the Form (B.), and desiring to appeal therefrom, shall send or deliver to the Clerk of the Board of Guardians a Notice in Writing, duly signed by him the said Person aggrieved, or by his known Agent, of his Intention to appeal to the next General or Quarter Sessions of the Peace for the Division of the County, or for the County of a City or County of a Town, in which said Tenement or rateable Hereditament may be situate, stating the Ground of such Appeal; but in case the next General or Quarter Sessions as aforesaid shall commence within Thirty-two Days after the Receipt of the said Lists as aforesaid by the Clerk of the Board of Guardians, such Appeals shall be made to the succeeding General or Quarter Sessions as aforesaid; and the said Clerk of the Board of Guardians of the Union in which such Property is situate shall forthwith forward the said Notice to the Commissioner of Valuation, who shall be the Respondent in the said Appeal; and if the Cause of Appeal shall be such as to require Alteration to be made in the Valuation of any Tenement for which any other Person or Persons is or are liable to be rated, the Appellant shall give like Notice to such other Person or Persons, who shall, if he or they so desire, be heard upon such Appeal; and within Five Days after Notice given of any such Appeal the Person appealing shall enter into a Recognizance in the Sum of

Appeal to Quarter Sessions from the Valuation.

Notice and Proceedings

If Appeal affects the Valuation of other Tenements, Notice to be given to Persons interested.

Persons appealing shall enter into Recognizances.

Five Pounds before some Justice of the Peace, with sufficient Securities, conditioned to try such Appeal at the General or Quarter Sessions of the Peace for which such Notice shall have been given, and to abide the Order of and to pay such Costs as shall be awarded by the Court at such Sessions; and within Three Days after such Recognisance shall have been entered into, the Person appealing shall deposit the same in the Office of the Clerk of the Peace for the respective County or Place, there to remain of Record, and open for public Inspection, without Payment of any Fees.

Division of Court
of Quarter Sessions
to be final.

XXIII. The Court before which any such Appeal shall be brought as aforesaid is hereby empowered and required to hear and determine the Matter of such Appeal as stated in such Notice of Appeal, but not any other Cause or Matter of Appeal, and to make such Order therein as to such Court shall seem fit, and to award such Costs to the Party appealing or appealed against, or to any other Party who shall be brought before the said Court on the Hearing of such Appeal, whether the Appellant shall prosecute such Appeal or not, or shall appear at the Hearing or not, as the said Court shall think proper; and upon the Hearing of any such Appeal the said last-mentioned Lists of Valuation, signed by the Commissioner of Valuation, shall be deemed to be prima facie Evidence of the Correctness of the Valuations contained therein, till the contrary be shown to the Court; and the Determination of the said Court in or concerning the Premises shall be conclusive and binding on all Parties to all Intents and Purposes whatsoever: Provided always, that if the Costs of such Appeal shall be awarded against the Commissioner of Valuation, such Costs, when paid by such Commissioner, together with the necessary Costs incurred by such Commissioner in defending such Appeal, shall be deemed to be and charged as Part of the Expenses of the Valuation.

Provision as to Costs
awarded against
Commissioner.

Board of Guardians
to pay the
necessary Exp-
enses of the Clerk,
&c. incurred in
the Execution of
this Act.

XXIV. The Guardians of the Poor of the Union shall, out of any Funds under their Control, pay to the Clerk of the Guardians, or other Person appointed in his Stead, the reasonable Expenses which he shall have incurred in the Execution of this Act.

Commissioner of
Valuation shall
cause a final List
to be printed, and
true Copies sent to
Clerk of Board of
Guardians, and
Town Council of
City, Town, or
Borough, and to
Treasurer of
County.

XXV. As soon as the Valuation of any Poor Law Union, or of any County, or Barony of any County, shall have been finally completed, and, if appealed against, such Appeal shall have been determined as aforesaid, the Commissioner of Valuation shall cause a final List to be made in the Form (C.) set forth in the Schedule annexed to this Act of all the Tenements or rateable Hereditaments comprised within the several Townlands and Parishes within such County, Barony, or Poor Law Union, and Copies of the same to be transmitted

transmitted to the Clerk of the Board of Guardians of such Union, and to the Town Council of any City, Town, or Borough, affected by such Valuation, and to the Treasurer of the County in which such Barony may be situate, signed by the said Commissioner of Valuation.

XXVI. From and after the Commencement of the Assizes next ensuing the Day on which such final Lists of the Valuation of any County or any Barony of any County shall be received by the Treasurer of such County, all County or Grand Jury Rates and Assessments then and thereafter made, presented, or ordered in or for such County or such Barony, or any Townland therein, shall be levied within the respective Townlands or Townland, as the Case may be, and on such Tenements and Hereditaments therein, according to the Valuations contained in such final Lists, and upon no other, until the same shall be revised in the Manner herein-after mentioned.

The County Rates to be levied according to such final Lists of Valuation.

XXVII. Every Rate for the Relief of the destitute Poor in every Union which shall be made after Thirty Days from the Time when the Board of Guardians of such Union shall have received such final Lists of the Valuation of all the Townlands comprised in such Union, and every Rate made by any Town Council within such Union, shall be made upon the Hereditaments and Tenements liable thereto according to the Valuation of each Hereditament or Tenement comprised in such Lists so signed and transmitted as aforesaid by the Commissioner of Valuation, until the same shall be revised in the Manner herein-after mentioned: Provided always, that nothing herein contained shall be construed to prevent the Board of Guardians, or the Town Council, or the Court at any General or Quarter Sessions on Appeal, from altering the Name of any Occupier or immediate Lessor in such Valuation, in case of any Change of Abode or Possession or of any Error or Omission of the Name of such Lessor or Occupier.

Rates made after Thirty Days from the Time when the Board of Guardians receive the Valuation, and by Town Council, shall be made according to such final Lists of Valuation.

Provided.

XXVIII. On the Receipt of such final Lists of the Valuation of any County or Barony of any County, the Treasurer of such County shall forthwith transmit to the Office of the General Valuation of Ireland at Dublin all Maps, Field Books, and other Documents in his Possession relating to the Townland Valuation of such County or Barony, which said Documents may or shall have been theretofore transmitted to him under the Provisions of the Acts of the Sixth and Seventh Years of King William the Fourth, Chapter Eighty-four, and the Ninth and Tenth Years of Her present Majesty, Chapter One hundred and ten.

Treasurer of County, on Receipt of final Lists, to transmit Maps, Field Books, &c.

So much of Acts
1 & 2 Vict. c. 36.
As authorizes
Justices, &c. to
quash Rates not to
apply to any Rate
made in conformity
with this Act.

XXIX. So much of an Act passed in the Session of Parliament held in the First and Second Years of the Reign of Her Majesty Queen Victoria, Chapter Fifty-six, or of any Act or Acts amending the same, as may authorize the Court, on Appeal being made thereto, at any General or Quarter Sessions, to amend, alter, or quash any Rate, on the Ground of the net annual Value assigned therein to any Tenement or rateable Hereditament, shall not extend to or apply to any Rate for the Relief of the destitute Poor made and assessed on such Tenement or rateable Hereditament, in conformity with the Valuation thereof, signed by the Commissioner of Valuation as aforesaid. 10

Revision of Valuation to take place every Year as to certain Property altered or variable in its Nature.

XXX. And for the Purpose of providing for the necessary Alteration and Revision of the said Tenement Valuation from Time to Time, in the Cases of those Tenements or Hereditaments the Limits whereof shall become altered, or whereof the Value shall be changed by any Building being erected thereon or thrown down or destroyed, as the Case may be, or in all Cases of Property the annual Value of which is liable to frequent Alteration, such as Fisheries, Railways, Canals, Tolls of Roads and Bridges, and Mines, be it enacted, That within Two Days after the First Day of February in each Year after any such Valuation or revised Valuation shall have been completed and in operation every Collector of Poor Rates within each Poor Law Union within which such Valuation shall be completed and in operation shall make out and lay before the Board of Guardians of the Union for which he is a Collector a List of all the Tenements or Hereditaments situate within every Townland in the said Union, and within his District, the Valuation of which Tenements shall require Revision for any of the Reasons aforesaid, or in respect of any Property the annual Value of which is liable to frequent Alteration as aforesaid; and if any such Collector shall fail or neglect to make out, according to the best of his Ability, and lay before the respective Board of Guardians, such last-mentioned List of Tenements and Properties, as hereby required, he shall for every such Neglect or Default be liable to a Penalty not exceeding Five Pounds; and the Clerk of the Union shall prepare from the said Lists a full and complete List of all such last-mentioned Tenements and Property, and shall transmit such List, within Twenty Days from such First Day of February, to the Commissioner of Valuation, with the Opinion of the said Board of Guardians whether a Revision is necessary on account of such Changes or Alterations, together with the Name of a Person whom the said Board of Guardians may recommend as a fit and proper Person to revise the same. 15 20 25 30 35 40

Penalty on Collector for not returning List for Revision.

Commissioner of Valuation shall cause a Revision

XXXI. Within One Month after the Receipt of any of the said last-mentioned Lists the said Commissioner of Valuation shall, if he shall

shall think fit, appoint such Person so recommended, or authorize the Board of Guardians to appoint some other fit and proper Person, to revise the Valuation of the Tenements so requiring Revision, or the said Commissioner of Valuation shall himself cause a Revision to be made of the Valuation of the Tenements in the several Townlands and Parishes of the said Poor Law Union or City or Town the Limits or Value whereof shall have been altered as aforesaid, whether such Tenements or Hereditaments so altered in Limits or Value shall have been included in the said Lists or not, and also in regard to any Property the annual Value whereof is liable to frequent Alteration as aforesaid, and the Person making such Revision shall have regard to the total Valuation of the Lands, independently of Buildings, within each respective Townland or other Denomination, as finally decided on by the Commissioner of Valuation, or by the Court at any General or Quarter Sessions of the Peace as aforesaid, and shall not increase or lessen such total Valuation; and as soon as the said Revision shall have been completed the Commissioner of Valuation shall make out and prepare a List of the Tenements so revised as aforesaid, and shall sign the same, and transmit a List of such Tenements to the Guardians of the said Union, and to the Town Council of the Borough, and likewise to the Treasurer of the County, in the Form (D.) to this Act annexed; and the Clerk of such Union as aforesaid shall forthwith make the said Lists public by all and every the same Ways and Means by which the Lists of Tenements in the Form (A.) to this Act annexed are herein-before required to be made public.

to be made of such Tenements, and transmit a List to the Guardians of the Union and to the Treasurer of the County, &c.

XXXII. The Owners or Occupiers of all Tenements the Area or Valuation of which shall have been altered as last aforesaid in the List signed by the Commissioner of Valuation shall have the same Powers of Appeal to the Commissioner of Valuation and to the Quarter Sessions, subject to the same Conditions and Provisions, and exercised in the same Manner and to the same Extent, as herein-before Provided in regard to Appeal: Provided always, that such total Valuation of Lands as last aforesaid of any Townland shall not be increased or lessened at the Hearing of any such Appeal as aforesaid; Provided also, that when all the Appeals, if any, so taken, shall have been heard and finally determined or disposed of in manner herein-before provided, the Commissioner of Valuation shall make out and transmit Lists in the Form (C.) as aforesaid of the Tenements and Properties so finally revised to the Guardians of the Poor of the Union, and to the Town Council of the Borough, and to the Treasurer of the County, in which respectively such Tenements and Properties are situate.

Persons may appeal against such Revision, in manner herein-before provided.

Rates made after Thirty Days from the Time Guardians receive the Valuation, and by Town Council, shall be made upon Persons liable according to the Valuation.

XXXIII. In every Rate to be made after *Thirty Days* from the Receipt of such last-mentioned finally revised List of Tenements or Hereditaments in each Year by the Board of Guardians of any Union, or Town Council, the Tenements or Hereditaments included in the said List shall be rated according to the Value thereof as set forth in the said List, in place of that specified in any former Lists, until the same shall again be revised from Time to Time in the manner herein-before last mentioned.

After the Receipt of Valuation List by the County Treasurer, Rates to be levied accordingly.

XXXIV. And from and after the Commencement of the Assizes next ensuing the Day on which such finally revised Lists of the Valuation of any County or Barony in each Year shall be received by the Treasurer of such County, all Grand Jury or County Assessments and Rates shall be levied within the several Townlands, and on such Tenements and Hereditaments therein, according to the Valuations contained in such Lists, in place of those specified in any former Lists, until the same shall again be revised from Time to Time in the Manner herein-before last mentioned.

A new Valuation may be made of every County Fourteen Years after former Valuation, made either under this Act or 8 & 10 Vict. c. 116, and so from Time to Time.

XXXV. And for the Purpose of providing for the necessary Revision of the Valuation of the Land in consequence of Changes that may have taken place in the gross Amount of the Value of the several Town-lands from Time to Time, Be it enacted, That at or after the Termination of *Fourteen Years* from the Period of the final Completion of the first general Tenement Valuation of any Poor Law Union, County, or Barony, under the Act of the Ninth and Tenth Years of Her present Majesty, Chapter One hundred and ten, or under this Act, it shall be lawful for the Lord Lieutenant of Ireland, if he shall think fit so to do, to direct the Commissioner of Valuation to make a general Revision of the Valuation of any such Poor Law Union, County, or Barony, and so from Time to Time at or after the Expiration of every subsequent Period of *Fourteen Years* from the final Completion of the preceding general Revision of the Valuation to cause a new Revision to be made, and upon each such Occasion to cause Notice to be given to the Grand Jury of such County, County of a City or County of a Town, previous to such Direction, by Letter from the Chief Secretary of the Lord Lieutenant, addressed to the Secretary of the Grand Jury of such County, County of a City or County of a Town, and also Notice to be given to the Clerks of the Boards of Guardians of the several Unions or Parts of Unions contained within such County, and the said Commissioner shall proceed therein as in the first general Valuation or general Revision of Valuation of any County which may have been made under the Provisions of this Act; and the Grand Jury of the said County, County of a City or County of a Town, and all Officers thereof, and every public Officer or other Person duly authorized,

authorized, shall perform all Acts required to be done by them or him, in the same Manner and within the same Periods as herein-before is provided for the first general Valuation or general Revision of Valuation of the said County, County of a City or County of a Town, and shall have the same Powers, Privileges, and Immunities in the Performance of their respective Duties, and the said new Valuation, when completed, shall have the same Effect and Operation, to all Intents and Purposes, as the former general Valuation or general Revision of Valuation, and shall supersede the same, and that which is hereby enacted in relation to such first general Valuation or general Revision of Valuation, and the several Proceedings relating thereto, and all Matters connected therewith, shall apply in due Course and under the same Circumstances and Conditions to such Revision of the Valuation to be made from Time to Time as aforesaid.

15 XXXVI. And for the Purpose of determining the Contents of Tencements from the Detail afforded by the Ordinance Survey of Ireland, be it enacted, That in all Revisions of the Valuation the latest revised Publication of any of the Plans of such Ordinance Survey shall be used by the Valuers or Surveyors employed in that
20 Behalf.

XXXVII. From and after the passing of this Act it shall be lawful for the Lord Lieutenant of Ireland to order and direct that a Salary, not exceeding the Rate of *Three Guineas* per Day, shall be paid to the Commissioner of Valuation appointed under the Authority of the said first-mentioned Act or this Act during the Time he shall be so employed, together with such Allowance for travelling and other Expenses, not to exceed *One Guinea* per Day, as may be ordered and directed by the Lord Lieutenant.

XXXVIII. It shall be lawful for the said Lord Lieutenant to order and direct that a Salary shall be paid to each and every Sub-Commissioner who may be employed under this Act, not exceeding the Rate of *One Pound* per Day for every Day that such Sub-Commissioner shall be employed on the hearing and determining of Appeals as aforesaid, with an Allowance of Ten Shillings per Day to cover Hotel Expenses, together with a further Allowance of the actual travelling Expenses incurred by him while he shall be so employed as aforesaid.

XXXIX. Every Valuator, Surveyor, Measurer, Draftsman, Writing Clerk, or other Person or Persons shall be entitled to receive for his Salary any Sum to be fixed by the Commissioner of Valuation, provided that such Sum shall in no Case exceed the Rate of *Twenty Shillings*

For Revisions,
latest Publication
of Ordnance Sur-
vey to be used.

A Salary not ex-
ceeding Three
Guineas per Day,
with travelling
Expenses, to be
paid to the Com-
missioner.

A Salary not ex-
ceeding Twenty
Shillings per Day
to be paid to any
Sub-Commissioner
while employed,
with an Allowance
for Expenses.

Every Valuator,
Surveyor, &c. to
be paid a Sum to
be agreed on by
the Commissioner,
not exceeding

Twenty Shillings per Day, and such other Allowances as Commissioners shall think fit.

Shillings per Day for every Day during which such Person shall be employed under the Orders of the Commissioner of Valuation, together with such Allowances to cover hotel and travelling Expenses as may appear to such Commissioner to be fair and reasonable in each Case.

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Treasury may advance Money out of Consolidated Fund for paying the Salaries, &c. of Commissioners of Valuation, &c.

XL. It shall be lawful for the Commissioners of Her Majesty's Treasury to order and direct that any such Sum or Sums of Money as they shall think proper shall be advanced quarterly from the Consolidated Fund of the United Kingdom of Great Britain and Ireland for the defraying the Salaries of the said Commissioner of Valuation, and the Allowances which shall be from Time to Time payable to the Persons employed in carrying this Act into execution; and all such Advances shall be made to such Persons, at such Times, in such Manner, and under such Rules and Regulations as shall from Time to Time be ordered and directed by such Lord Lieutenant, and as shall be signified in the usual Manner by the said Commissioners of Her Majesty's Treasury; and it shall be lawful for the Chief Secretary or Under Secretary to the Lord Lieutenant to certify to the Grand Jury of any and every County within which any such Persons shall be employed the Amount of Money which shall have been paid to the Commissioner of Valuation, and to the several Persons employed within such County in the Execution of this Act, out of the Advance authorized by this Act; and thereupon, for the Repayment of such Advances, it shall and may be lawful for the Grand Jury of any and every such County respectively, and they are hereby authorized and required, from Time to Time, to make Presentment of the Amount of such Expenses as stated in such Certificate to be raised off the County at large, or the several Baronies therein, or of any Part of a Poor Law Union therein, in such Manner and in such Proportions as the Lord Lieutenant shall direct; and when and so soon as the Sum so to be presented as aforesaid shall be raised and received by the Treasurer of any County, such Treasurer shall pay over the same to such Bank or Person as the Commissioners of Her Majesty's Treasury shall think fit to direct.

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Commissioners of Valuation to transmit Statements of Progress of Valuation and Expenses.

XLI. Ten Days previously to the Commencement of each Assizes, the Commissioner of Valuation shall transmit to the Secretary of any Grand Jury of any County which shall be in the Course of Valuation or Revision as aforesaid a Statement of the Progress made in such Valuation or Revision, together with the Amount of the Expenditure on the same up to the Period when such Return shall be made.

Penalty on Persons neglecting their Duty in the Exo.

XLII. If any Clerk to any Board of Guardians, Clerk of the Peace, Secretary of a Grand Jury, Treasurer of a County, Town Clerk,

Clerk, or any Valuator appointed by the Commissioner of Valuation, or other Person or Persons, shall omit or neglect or refuse to do any Matter or Thing which any such Person is by this Act required and directed to do in the Execution of this Act, or if any Person shall wilfully obstruct, hinder, or prevent any Person acting in the Execution of this Act, every Person so offending shall forfeit a Sum not exceeding *Ten Pounds*, in the Discretion of the Justices before whom such Offender shall be convicted.

omission of this Act,
or obstructing
others in Proce-
dure of theirs.

XLIII. All Penalties and Forfeitures inflicted or imposed by this Act may be sued for and recovered in a summary Way by the Order and Adjudication of any Justice or Justices of the Peace at Petty Sessions, under and subject to the several Provisions and Regulations relating to summary Jurisdiction contained in "The Petty Sessions (Ireland) Act, 1851," and shall be applied in the Manner by the said Act directed.

Penalties may be
succeeded before
Justices of the
Peace.

XLIV. No Proceedings to be had touching the Conviction of any Offender or Offenders against this Act shall be quashed for Want of Form, nor be removed nor removable by Certiorari, or any other Writ or Process whatsoever, into any of Her Majesty's Courts of Record at Dublin; and where any Distress shall be made for any Sum or Sums of Money to be levied by virtue of this Act the Distress itself shall not be deemed unlawful, nor the Party or Parties making the same be deemed a Trespasser or Trespassers, on account of any Defect or Want of Form in the Summons or Conviction, or in the Warrant of Distress or other Proceedings relating thereto; nor shall the Party or Parties distraining be deemed a Trespasser or Trespassers *ab initio* on account of any Irregularity which shall be afterwards committed by the Party or Parties distraining, but the Person or Persons aggrieved by such Irregularity shall and may recover full Satisfaction for the special Damage (if any) in an Action on the Case; but no Plaintiff or Plaintiffs shall recover in any Action for such Irregularity as aforesaid if Tender of sufficient Amends hath been made, by or on behalf of the Party distraining, before such Action commenced.

Proceedings not to
be quashed for
Want of Form.

XLV. No Action, Suit, or Proceeding shall be commenced or prosecuted against any Justice of the Peace, or any Commissioner of Valuation, or against any Valuator, or against any other Person or Persons, for anything done in pursuance of this Act, until *Thirty* Days Notice thereof shall be given to such Justice, or Commissioner, or Valuator, or other Person or Persons, nor after sufficient Satisfaction or Tender of Amends hath been made to the Party or Parties aggrieved, nor after the Expiration of *Three Calendar Months* next

Limitation of
Actions.

Tender of Amends.

Verdict.	after the Fact committed; and every such Action or Suit or Prosecution shall be laid or brought in the County, County of a City or County of a Town, where the Cause of Action shall have arisen, and not elsewhere; and the Defendant or Defendants in every such Action, Suit, or Prosecution shall and may, at his or their Election, plead specially, or the General Issue Not Guilty, and give this Act and the special Matter in Evidence at any Trial to be had thereupon, and that the same was done in pursuance and by the Authority of this Act; and if any Replevin shall be brought for any Cattle, Goods, or Chattels seized or taken by virtue or in pursuance of this present Act, 10
General Issue.	it shall and may be lawful and sufficient to and for any Person or Persons who shall be Defendant or Defendants or Avowant or Avowants in any such Replevin to avow, plead, or make Cognizance generally that he or they took the same Cattle, Goods, or Chattels as a Distress by Force of the Statute in that Case made and provided, 15 without more particularly setting forth this Act, or the Cause of making and detaining the said Distress or Distresses, or making any other special Plea, Avowry, or Cognizance, anything herein contained to the contrary notwithstanding; and if it shall appear that the Matter on which the Cause of Action arose was done, or that the 20 Distress replevied was made, in pursuance and by Authority of this Act, or that such Action or Suit shall have been brought before Thirty Days Notice thereof was given as aforesaid, or after a sufficient Satisfaction made or tendered as aforesaid, or after the Time limited for bringing the same as aforesaid, or shall be brought in any other 25 County, County of a City or County of a Town, than as aforesaid, then the Jury shall find for the Defendant or Defendants or Avowant or Avowants; and upon such Verdict, or if the Plaintiff or Plaintiffs shall be nonsuited, or shall discontinue his, her, or their Action, Suit, or Prosecution after the Defendant shall have appeared, or if upon 30 Demurrer Judgment shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants or Avowant or Avowants shall recover Double Costs, and have such Remedy for the same as any Defendant or Defendants hath or have in other Cases of Costs given by Law.
Costs.	
Construction of Terms in this Act.	XLVI. In the Construction of this Act, unless there be anything 35 in the Subject or Context repugnant to such Construction, the Words "Lord Lieutenant" shall be deemed to mean Lord Lieutenant or other Chief Governor or Governors of Ireland; the Word "Inhabitant" shall include every one rated to the Grand Jury Cess; the Words "Town Council" and "Council" shall include "Town 40 Commissioners," under an Act of the Ninth Year of His late Majesty King George the Fourth, Chapter Eighty-two, or any Trustees or other Body empowered by Law to make local Assessments; "Clerk of the Guardians" and "Clerk" shall be understood to mean and include
"Lord Lieutenant"	
"Inhabitant"	
"Town Council"	
"Clerk of Guardians"	

- include Clerk of the Board of Guardians of the Poor of the Union, or other Person appointed to act or acting in his Stead; and the "Court of Quarter Sessions."
- "Court of Quarter Sessions" shall be understood to mean the Court of General or Quarter Sessions of the Peace; and the Word "Assizes."
- 5 "Assizes" shall include "Presenting Term;" and the Word "Treasurer" shall include "Finance Committee;" and that all Provisions "Treasurer,"
- and Directions in this Act contained relating to Counties shall extend to all Counties, Counties of Cities, Counties of Towns, and Towns Corporate in Ireland; and that all the Acts and Duties by "Grand Jury."
- 10 this Act required to be performed by the several Grand Juries at the Assizes for any County shall and may, in the County of Dublin, be performed at the Presenting Terms by the Grand Jury of the said County duly met and impanelled, and in the County of the City of Dublin by the Council of the Borough of Dublin; and that "Borough."
- 15 all Provisions and Directions relating to Baronies shall extend to Half Baronies, and to all other Divisions of Counties being greater than Parishes, and in reference to any County of a City or County of a Town shall be deemed to mean and refer to such County of a City or County of a Town; and that all Provisions and Directions "Parish"
- 20 relating to Parishes shall extend to all Chapelries or Divisions of Parishes or extra-parochial Divisions; and that all Provisions and Directions relating to Townlands shall extend to all Divisions and Sub-denominations of Lands less than and being comprised within any Parish; and the Word "Tenements," shall include rateable "Townland,"
- 25 Hereditaments; and the Word "Houses" shall include Buildings; and the Word "Towns" shall include Cities; and where any Parish or "Tenements,"
- Union shall be situate in more than One County or Barony, or partly in a County and partly in a County of a City, County of a Town, or Town Corporate, the several Parts of such Parish shall be valued as "Baronies,"
- 30 a distinct Parish in the several Baronies or Counties, or Counties of Cities or Counties of Towns, or Towns Corporate, to which they shall contribute to the Payment of any County Cess Charges or "Towns,"
- Grand Jury Rate. Parish.

- XLVII. And for the Purposes of Assessment for Grand Jury
- 35 Rates in any County where neither the Townland Valuation nor the Tenement Valuation of any such County shall have been completed, under the Provisions of the Acts for the uniform Valuation of Lands and Tenements in Ireland, or of this Act, it shall be lawful for the Grand Jury of such County, at any Assizes, if they shall so think
- 40 fit, to order and direct that all Grand Jury Rates in any Barony of such County shall be made and levied upon all Lands and Tenements therein and liable thereto according to the Valuation on which the last preceding Rate for the Relief of the Poor had been made, until the Valuation of such County or Barony shall have been completed,

completed, under the Provisions of this Act, when all such Assessments or County Rates shall be made on such Valuation as by this Act directed; and when any such Order and Direction shall have been given as aforesaid, the Valuation on which the last preceding Rate in the respective Place, from Time to Time, for the Relief of the Poor, shall have been made, shall stand in the Place and Stead and shall have like Force and Validity of any such Applotment of Grand Jury Cess as is directed by the Act of the Sixth and Seventh Years of King William the Fourth, Chapter One hundred and sixteen, and shall be used by the respective Collector of Grand Jury Cess for applotting and assessing the same upon the several Lands and Tenements in his District of Collection, subject to like Provisions, and with like Powers with respect to levying the same, and with like Immunities relating to the same, as if the same had been duly applotted under the said Act; and the Officer or Person having the Custody of such last preceding Rate for the Time being for the Relief of the Poor, and the Valuation used for the same, if required and applied to by such Collector for such Purpose, shall at all convenient Times allow him or his Deputy to inspect or take a Copy of or Extracts from such Parts of the same as relate to his Collection, or in case of refusing or neglecting so to do shall be liable to a Penalty not exceeding Five Pounds for each such Neglect or Refusal.

Valuation.

(Ireland.)

A

BILL

To amend the Laws relating to the
Valuation of rateable Property in
Ireland.

*(Prepared and brought in by
Lord Stowe and Mr. Attorney General for
Ireland.)*

*Ordered, by The House of Commons, to be Printed,
28 April 1852.*

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